FARAD CONTINUATION SHEET NO.:

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE
Cri.Application Nos.1827, 1828,1829,1830 & 1831 of 2006

Office Notes, Office Memoranda of coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr Dinesh Purandare i/b M/s Prakash & Co for the applicants.
Mrs M.H.Mhatre, APP for the Stat.

CORAM: D.B.BHOSALE,J.
DATED: 20.06.2006

P.C.:

Heard the learned counsel for the applicants and the learned APP for the respondent in all these applications.

These applications are directed against the issuance of process against the applicants under section 138 r/w Section 141 of the Negotiable Instruments Act. The applicants have approached this Court directly without exhausting an efficacious remedy of revision available under section 397 of the Code of Criminal Procedure before the Sessions Court against the impugned order. This Court in **V.K.Jain and others Vs Pratap V Padode and Anr, 2005 (3) Mh.L.J.778,** while dealing with similar petition considered several judgments of the Apex

Court and has held that the order of issue of process is not an interlocutory order and hence the revision against such order is maintainable. In the circumstances, these applications are disposed of with liberty to the applicants to file revision before the appropriate Court against the order impugned in the instant applications. If such revision is filed, same may be considered in accordance with law. The applications are, accordingly, disposed of.

(D.B.BHOSALE,J.)